

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
PACIFIC PARK PLAZA
711 KAPIOLANI BOULEVARD, SUITE 600
HONOLULU, HAWAII 96813

AGENDA – FORTY-EIGHTH MEETING

THURSDAY, JUNE 17, 2021
4:00 P.M.

PUBLIC PARTICIPATION AND TESTIMONY

Pursuant to the Twenty-First Proclamation issued by Governor David Ige on June 7, 2021, relating to the COVID-19 pandemic (Proclamation), in order to allow public participation in a manner consistent with social distancing practices the following procedures are in effect for the meeting. *The procedures have been modified to comply with Mayor Blangiardi's Emergency Order No. 2021-06, effective May 17, 2021 (Emergency Order). In accordance with concern for public health and safety, in-person testimony in the hearings room has been cancelled until further notice. Please see the instructions below on how to submit oral testimony on any scheduled matter or how to make your appearance on a scheduled matter.*

VIEWING THE MEETING AND RESTRICTIONS ON ENTRY

No members of the public will be allowed into the hearings room, but may listen to the meeting on a live broadcast. The meeting may be heard by internet live streaming through <https://zoom.us/j/95828561537>; by dialing 1-408-638-0968, entering the meeting ID#: 958 2856 1537#; or, the preferred method, via the Liquor Commission website event calendar at <http://www.honolulu.gov/liq/event-calendar/>. You may pre-register to attend this meeting.

To provide the public with the best opportunity to observe the meeting, it is required to “mute” your device’s microphone to prevent technological difficulties.

All persons who are required to appear for the meeting must make your appearance by joining the meeting on the Zoom platform as described above. Please be aware that joining the meeting will involve entering the meeting number and completing a registration process so please allow sufficient time for this task. For testifiers or required attendees who are not able to access the Zoom platform, you may attend in person in Suite 600. While in Suite 600, all Social Distancing Requirements set forth in the Proclamation and the Emergency Order must be strictly observed.

Within forty (40) days after the meeting, the minutes will be posted to the Liquor Commission website at <http://www.honolulu.gov/liq/event-calendar/> for viewing. The minutes of prior meetings may also be viewed at said website.

ORAL TESTIMONY

Oral testimony will be permitted on all matters before the Commission subject to the following restrictions:

1. *All oral testimony must be submitted remotely through the Zoom platform.*
2. Each speaker is limited to a three-minute presentation.

WRITTEN TESTIMONY

Written testimony is strongly encouraged and may be submitted to the Administrator of the Commission three (3) working days prior to the date of the meeting as follows: FAX (808) 768-7311 or E-MAIL liquor@honolulu.gov. Written testimony will not be accepted in person at the meeting.

MATERIALS AVAILABLE FOR INSPECTION

Meeting materials ("board packet") will be available for viewing electronically, as soon as practicable, at the Liquor Commission website (<http://www.honolulu.gov/liq/event-calendar/>).

APPROVAL OF MINUTES:

The minutes of the 38th (4/8/21) meeting, as previously circulated, to be approved by the Commission.

PUBLIC HEARINGS:

- | | |
|--|---|
| 1. Appl. No. 21-22411 from TBB Holdings, Inc., dba TEX808, 930 Valkenburgh Street, Unit D | For a Restaurant Beer and Wine license (Category No. 1 – Standard Bar) (Prelim. Hrg. 4/22/21) |
| 2. Appl. No. 21-22875 from Volcano Skewer House LLC, dba Volcano Skewer House, 808 Sheridan Street, Unit 109 | For a Restaurant General license (Category No. 2 - Live entertainment or Recorded Music and Dancing) (Prelim. Hrg. 4/22/21) |

PRELIMINARY HEARINGS:

- | | |
|--|--|
| 3. Trans. Appl. No. 21-22745 from Gorae Restaurant LLC, dba Gorae Mini Market | For the transfer of the business and Retail General license of Joong Hwon Jung, dba Hoku Market, 350 Ward Avenue, Suite 110, and for a change of trade name to Gorae Mini Market (D1213) |
| 4. Trans. Appl. No. 21-23098 from Keech Ohana LLC, dba Brew'd | For the transfer of the business and Restaurant General license (Category No. 1 – Standard Bar) of TahitiChef LLC, dba Brew'd, 3441 Waialae Avenue (R1070) |
| 5. Appl. No. 21-22015 from BSP LLC, dba Brown Stuff, 98-064 #A Kamehameha Highway, Aiea | For a Retail General license |
| 6. Appl. No. 21-22471 from Pint Size Hawaii Manager LLC, dba Pint Size Hawaii, 99-1287 Waiua Place, Aiea | For a Wholesale General license |

PRELIMINARY HEARINGS: (CONT.)

- | | |
|--|--|
| 7. Appl. No. 21-22905 from Paradise Ciders LLC, dba Paradise Ciders, 2003 Colburn Street | For a Change of Class, Kind, and Category from a Manufacturer Wine license to a Small Craft Producer General license (Category No. 2 - Live entertainment or Recorded Music and Dancing) (A0021) |
| 8. Appl. No. 21-22932 from MC Concepts LLC, dba Feast, 2970 East Manoa Road | For a Retail General license |
| 9. Appl. 21-23052 from Magoo's Pizza & Bar Honolulu LLC, dba Magoo's Pizza & Bar Honolulu LLC, 3579 Waialae Avenue, Unit C | For a Restaurant General license (Category No. 2 - Live entertainment or Recorded Music and Dancing) |

REQUESTS:

- | | |
|--|--|
| 10. Request No. 21-23333 from White Sands Owner, LLC, dba White Sands Hotel, Hotel General license, 431 Nohonani Street (L0068) | Requesting waiver of Rule 3-82-38.3, Preparation of Drinks at Open Bars – Solely for the purpose of premixing and batching designated cocktails |
| 11. Request No. 21-23340 from DB Grill II, LLC, dba DB Grill, Restaurant General license (Category No. 2 - Live entertainment or Recorded Music and Dancing), 4450 Kapolei Parkway, Space 560, Kapolei (R1243) | Requesting approval to temporarily increase its licensed premises from Friday, June 18, 2021, to Tuesday, May 31, 2022, daily from 11:00 a.m. to 2:00 a.m. the following morning

[Note: May 31, 2022 to 11:59 p.m.] |

REQUESTS: (CONT.)

12. Request No. 21-23346 from Honolulu Academy of Arts, dba Honolulu Museum of Art, Restaurant Beer and Wine license (Category No. 2 - Live entertainment or Recorded Music and Dancing), 900 South Beretania Street (R0158)

Requesting approval of the following:

- 1) Change corporate name from Honolulu Academy of Arts to Honolulu Museum of Art; and
- 2) Renew its liquor license for fiscal year 2021-2022 using its tax clearance issued under its previous name, Honolulu Academy of Arts

OTHER BUSINESS:

13. Request No. 21-23316 from Ms. Jessica dos Santos, President, Kahuku Community Association

Requesting rehearing of liquor licenses approved for Kahuku Beer Garden LLC, dba Kahuku Beer Garden & Bottle Shop, 56-565 Kamehameha Highway, Space No. B2, Kahuku

(Appl. No. 21-22442 for a Retail General license and Appl. No. 21-22443 for a Dispenser General license (Category No. 3 – Live Entertainment or Recorded Music and Dancing) approved on May 27, 2021; licenses not yet issued)

OTHER BUSINESS: (CONT.)

14. Request No. 21-23353
from Wayne Luke, Esq., on
behalf of Lahaina
Petroleum LLC

dba Kaneohe Shell Food
Mart, Retail General
license,
45-1039 Kamehameha
Highway, Kaneohe
(D0644); and

dba Ko`olau Texaco, Retail
Beer and Wine license,
45-462 Kaneohe Bay
Drive, Kaneohe (D1197)

Requesting approval of the
following:

- 1) Authorization to renew liquor
license for fiscal year 2021-
2022; and
- 2) Authorization to file Gross Liquor
Sales report for fiscal year 2020-
2021

15. Request No. 21-23354
from Wayne Luke, Esq., on
behalf of Haeng Sool
Chong, dba Friendly Store,
Retail General license,
414-E Mokauea Street
(D0062)

Requesting approval of the
following:

- 1) Authorization to renew liquor
license for fiscal year 2021-
2022; and
- 2) Authorization to file Gross Liquor
Sales report for fiscal year 2020-
2021

ADOPTION OF DECISION AND ORDER:

16. Ba-Le Sandwiches and
Bakery
(LCV 20-0216)
(R0728)

For adoption of Decision and Order

17. Chiba-Ken
(LCV 20-0042)
(R0829)

do.

ADOPTION OF DECISION AND ORDER: (CONT.)

- | | | |
|-----|---|------------------------------------|
| 18. | Don E Don
(LCV 21-0148)
(R1342) | For adoption of Decision and Order |
| 19. | Kailua Town Pub and Grill
(LCV 21-0149)
(E1497) | do. |
| 20. | Nijiya Market
(LCV 20-0257)
(D1110) | do. |
| 21. | Thumbs Up Market
(LCV 20-0267)
(D1272) | do. |
| 22. | Tiana Café & Karaoke LLC
(LCV 20-0143)
(E1548) | do. |

ADJUDICATION HEARINGS:

- | | | |
|-----|---|--|
| 23. | HASR Bistro
(LCV 16-0195)
(R1010) | Licensee failed to notify the Commission, in writing, within thirty days of any change of managers or members of a manager-managed LLC, or of any change of members in a member-managed LLC, and/or failed to submit a personal history of the new manager or member on forms prescribed by the Commission (Violation of Rule 3-82-41.2(b)) (Date of violation: On or about January 28, 2016, and/or during the period between January 28, 2016 and February 29, 2016) |
|-----|---|--|

(Continued from 11/3/16)

ADJUDICATION HEARINGS: (CONT.)

24. Ewa Beach Golf Club
(LCV 19-0424)
(E1436)

(1) Licensee failed to report the value of complimentary drinks or samples in their annual gross sales report (Violation of Rule 3-81-17.54(f)) (Date of violation: On or about June 30, 2019)

(2) Licensee failed to maintain complete and accurate records in order to properly complete and submit the gross liquor sales report (Violation of Rule 3-81-17.56) (Date of violation: On or during the fiscal year ending June 30, 2019)

25. Halona Lounge
(LCV 19-0370)
(E0384)

Licensee's employee consumed liquor while on duty on the licensed premises (Violation of Rule 3-84-78.01(b)) (Date of violation: On or about October 19, 2019)

(Continued from May 20, 2021)

26. Halona Lounge
(LCV 21-0124)
(E0384)

Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2021-02 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about February 27, 2021)

(Continued from May 20, 2021)

ADJUDICATION HEARINGS: (CONT.)

- | | |
|---|--|
| 27. Salt and Pepper Café
(LCV 20-0004)
(R1301) | Licensee failed to submit the name of every person then employed on the licensed premises who is registered with the Commission or who is subject to registration, on the date and in such manner as directed by the Commission (Violation of Rule 3-82-38.8) (Date of violation: On or about December 13, 2019, and/or during the period from November 15, 2019 to November 30, 2019) |
| 28. Salt and Pepper Café
(LCV 20-0059)
(R1301) | Licensee failed to have a duly registered manager in active charge of the licensed premises during the time the establishment is licensed to sell or serve liquor (Violation of Rule 3-82-38.9(a)) (Date of violation: On or about February 20, 2020) |
| 29. Salt and Pepper Café
(LCV 20-0105)
(R1301) | Licensee failed to make available, for inspection and/or auditing within the City and County of Honolulu, its books and records for the last four (4) years indicating all income, purchases, expenses and employee time records of Licensee's liquor business (Violation of Rule 3-81-17.54(d)) (Date of violation: On or about June 30, 2019) |
| 30. Siam Paradise Restaurant and Sports Pub
(LCV 19-0313)
(E1453) | Licensee failed to have a duly registered manager in active charge of the licensed premises during the time the establishment is open for business and licensed to sell or serve liquor (Violation of Rule 3-82-38.9(a)) (Date of violation: On or about September 10, 2019) |

ADJUDICATION HEARINGS: (CONT.)

- | | |
|---|---|
| 31. Siam Paradise Restaurant and Sports Pub
(LCV 20-0039)
(E1453) | Licensee permitted liquor of any kind, while in bottle, glass or other container, to be open and readily consumable within the licensed premises before or after the hours established by the Liquor Commission (Violation of Rule 3-82-38.20(b)) (Date of Violation: On or about January 18, 2020) |
| 32. Siam Paradise Restaurant and Sports Pub
(LCV 20-0221)
(E1453) | Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-26 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about September 10, 2020) |
| 33. Siam Paradise Restaurant and Sports Pub
(LCV 20-0241)
(E1453) | Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-27 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about October 2, 2020) |

ADJUDICATION HEARINGS: (CONT.)

34. Siam Paradise Restaurant and Sports Pub (LCV 20-0269) (E1453)
- Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-29 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about November 6, 2020)
35. Siam Paradise Restaurant and Sports Pub (LCV 21-0071) (E1453)
- (1) Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-31 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about January 21, 2021)
- (2) Licensee failed to have a time card or other adequate record showing in English the month, day, year, and time, indicating a.m. or p.m. and the legal first name and surname of its employees when those employees were on duty (Violation of Rule 3-82-38.4(a)) (Date of violation: On or about January 21, 2021)

ADJUDICATION HEARINGS: (CONT.)

36. Lanikai Brewing
Company LLC
(LCV 20-0245)
(S0001)

Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violation of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-27 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about October 9, 2020)

(Continued from April 1, 2021)

[History: 2/25/21, 4/1/21]

OTHER BUSINESS: (CONT.)

37. Liquor Administrator

Administrative matters – Weekly report to the Commission, 90-day event schedule and work plan coordination

If you require special assistance, auxiliary aid and/or service to participate in this meeting (i.e., sign language interpreter; interpreter for language other than English, or wheelchair accessibility), please email your detailed request to liquor@honolulu.gov, at least five (5) business days prior to the meeting.